

Attorney Docket No.: 020552-001411US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Christophe Beraud et al.

Application No.: 10/723,148

Filed: November 25, 2003

For: NOVEL MOTOR PROTEINS AND

METHODS FOR THEIR USE

Confirmation No.: 9256

Examiner: Stephen L. Rawlings

Art Unit: 1643

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER

37 CFR §1.97 and §1.98

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In addition to the Information Disclosure Statement (IDS) filed in the aboveidentified application on November 25, 2003, the references cited on attached form PTO/SB/08A and PTO/SB/08B are also being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 37 CFR §1.98(a)(2)] are enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

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Applicant believes that <u>no fee is required</u> for submission of this statement because it is being submitted concurrently with a Request for Continued Examination (RCE). However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Neil G. Miyamoto Reg. No. 50,370

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NGM:bjl 60939859 v1

bstitute for form 1449A&B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

2 Sheet 1

| | Complete if Known | |
|-----------------------|---------------------|--|
| Application Number | 10/723,148 | |
| Filing Date | November 25, 2003 | |
| First Named Inventor | Beraud, Christophe | |
| Art Unit | 1643 | |
| Examiner Name | Stephen L. Rawlings | |
| Attomey Docket Number | 020552-001411US | |

| Examiner | Cite | Document Number | Publication Date | Name of Patentee or | Pages, Columns, Lines, Where |
|---|------|---|------------------|-----------------------------|---|
| Initials* | No.1 | Number Kind Code ^{2 (f known)} | MM-DD-YYYY | Applicant of Cited Document | Relevant Passages or Relevant Figures Appear |
| | AA | US-6,680,369 B2 | 01-20-2004 | Beraud et al. | |
| | AB | US-6,534,309 | 03-18-2003 | Beraud et al. | |
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| | FOREIGN PATENT DOCUMENTS | | | | | | | |
|-----------|--------------------------|---------------------------|---------------------|-----------------------------------|------------------|-----------------------------|---|--|
| Examiner | | Foreign Patent Document | | | Publication Date | Name of Patentee or | Pages, Columns, Lines, Where Relevant Passages | |
| Initials* | No.¹ | Country Code ³ | Number ⁴ | Kind Code ⁵ (if known) | MM-DD-YYYY | Applicant of Cited Document | or Relevant Figures Appear | |
| | AG | wo | 01/96593 | А3 | 12-20-2001 | Cytokenetics, Inc. | | |
| | АН | wo | 01/96593 | A2 | 12-20-2001 | Cytokenetics, Inc. | | |
| | | | | | | | | |

| NON PATENT LITERATURE DOCUMENTS | | | | | | |
|---|--------------------------|---|-----|--|--|--|
| Examiner Initials * | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² | | | |
| | Al | Office Action dated 06/01/01 directed to U.S. Application Serial Number 09/594,655 filed 06/15/00 in the United States Patent and Trademark (21 pages total). | | | | |
| *************************************** | AJ | Office Action dated 10/23/00 directed to U.S. Application Serial Number 09/594,655 filed 06/15/00 in the United States Patent and Trademark (26 pages total). | | | | |
| | AK | Notice of Allowance dated 08/25/03 directed to U.S. Application Serial Number 09/883,096 filed 06/15/01 in the United States Patent and Trademark (14 pages total). | | | | |
| ••••••••••• | AL | Office Action dated 12/31/02 directed to U.S. Application Serial Number 09/883,096 filed 06/15/01 in the United States Patent and Trademark (11 pages total). | | | | |

| Examiner Signature | Date Considered | |
|-----------------------|--------------------|---|
| , | J., | L |

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

| Substitute for form 1449A&B/PTO | | | - | Complete if Known | | |
|-----------------------------------|------------------------|----|---|------------------------|---------------------|--|
| | | | | Application Number | 10/723,148 | |
| INFORMATION DISCLOSURE | | | | Filing Date | November 25, 2003 | |
| STAT | STATEMENT BY APPLICANT | | | First Named Inventor | Beraud, Christophe | |
| | | | | Art Unit | 1643 | |
| (Use as many sheets as necessary) | | | | Examiner Name | Stephen L. Rawlings | |
| Sheet | 2 | of | 2 | Attorney Docket Number | 020552-001411US | |

| | | NON PATENT LITERATURE DOCUMENTS | |
|------------------------|--------------|---|-----|
| Examiner Initials * | Cite No.1 | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T 2 |
| | AM | Office Action dated 09/04/02 directed to U.S. Application Serial Number 09/883,096 filed 06/15/01 in the United States Patent and Trademark (5 pages total). | |
| | AN | Skolnick, J. et al., "From genes to protein structure and function: novel applications of computational approaches in the genomic era" <i>Trends Biotechnol.</i> (January 2000) 18(1):34-39. | |
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| Examiner Date | |
|--------------------|----|
| Signature Consider | ed |

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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